

***REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS
PONDERA COUNTY, MONTANA
Held in June 2019***

The Board of Pondera County Commissioners met daily in informal session and in scheduled meetings on June 4, 12, 19, and 26, 2019. Unless indicated, all Commissioners were present.

TASK ORDER CONTRACT FOR PREVENTATIVE ORAL HEALTH CARE PROGRAM-APPROVED – June 4, 2019

Commissioner Seifert moved to approve the Preventative Oral Health Care Program Task Order Contract with the MT Department of Public Health and Human Services for November 5, 2018 through June 30, 2022 in the amount of \$145,000. Commissioner Morren seconded. Motion carried.

RESOLUTION UPDATING CORPORATE AUTHORIZATION FOR BANK ACCOUNTS-ADOPTED – June 4, 2019

**PONDERA COUNTY MONTANA
RESOLUTION # 41 – 2018/19
CORPORATE AUTHORIZATION RESOLUTION**

Be It Resolved, that the Primary Controller, *Elaine J McLean*, acting individually, be and is hereby authorized to sell, assign, transfer and/or deliver any and all stocks, bonds or other securities now or hereafter registered in the name of the Association.

Adopted this 4th day of June, 2019 as moved by Commissioner Morren, seconded by Commissioner Seifert, and passed on a 3-0 vote of the board. Effective upon passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

DATE, TIME AND PLACE SET FOR PUBLIC HEARING – CONSOLIDATION OF RURAL POLLING PLACES – June 4, 2019

Based upon discussion with Dupuyer voters at the public hearing on May 30, Commissioner Seifert moved and Commissioner Morren seconded to set Monday, June 24, 2019 at 6:30pm at the Dupuyer Community Center for a public hearing on the proposed consolidation of the Dupuyer polling place with either the Conrad polling place or the Valier polling place, beginning with the 2020 Federal Primary Election. Motion carried.

SECOND AND FINAL READING ENACTING AN ORDINANCE FOR THE PONDERA COUNTY AIRPORT AFFECTED AREA REGULATIONS– May 1, 2019
AN ORDINANCE FOR THE PONDERA COUNTY AIRPORT AFFECTED AREA REGULATIONS

Ordinance #1 – 2018/19

A full copy of the adopted Ordinance is available in the Clerk & Recorder’s office filed under Document Number 333027

PASSED Second and Final reading this 4th day of June, 2019, by the Board of Commissioners, County of Pondera, State of Montana.

/s/ Thomas A. Kuka
Thomas A. Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

/s/ Jim Morren
Jim Morren, Member

Attest:

/s/ Kody L. Farkell
Kody L. Farkell
Pondera County Clerk and Recorder

DATE, TIME AND PLACE SET FOR PUBLIC HEARING – CONSOLIDATION OF RURAL POLLING PLACES – June 4, 2019

Based on conversation at the public hearing on May 30, 2019 with Precinct 23 voters, Commissioner Seifert moved and Commissioner Morren seconded to set Monday, June 24, 2019 at 6:30pm at the Dupuyer Community Center for a public hearing on the proposed consolidation of the Dupuyer polling place with the the Valier polling place OR the Conrad polling place, beginning with the 2020 Federal Primary Election. Motion carried.

EXPENDITURES IN EXCESS OF \$500-APPROVED – June 4, 2019

Two bids were received for two dump bodies, hydraulic kits, and installation for the Road Dept trucks recently purchased. Bids were \$46, 825 each from Koio Brothers and \$46,458 each from 3V Distributing. Commissioner Morren moved purchase the dump bodies from 3V Distributing for \$46,458 each. Commissioner Seifert seconded. Motion carried.

APPOINTMENT TO CENTRAL MONTANA TOURISM BOARD – June 4

Commissioner Morren moved and Commissioner Seifert seconded to recommend to the Central Montana Tourism Board the reappointment of Rita Christiaens to the Board for another 3 year term.

PUBLIC HEARING – COUNTY COMPENSATION BOARD – June 12, 2019

Commissioner Kuka called the hearing to order at 9:00 a.m.
Attending: Commissioners Thomas Kuka, Jim Morren, and Dale Seifert; Clerk and Recorder Kody Farkell, County Attorney Mary Ann Ries, Sheriff Robert Skorupa, Treasurer Elaine McLean, Justice of the Peace Cody Shaw, Clerk of District Court Laurie Eisenzimer, Dan Majerus and John McFarland.

The notice of the hearing was published in The Independent-Observer and The Valierian in the May 29 and June 5, 21019 issues.

Pursuant to 7-4-2503(4), Montana Code Annotated, county governments are required to appoint a county compensation board to prepare a compensation schedule for the elected county officials for the succeeding fiscal year. Also, in accordance with 7-4-2503(4), the Clerk and Recorder prepared and presented a worksheet showing salary comparisons to other counties as well as the City of Conrad and the Clerk of the Conrad School District and other demographics of the counties. The Board reviewed the worksheet. The federal cost-of-living adjustment for the fiscal 2019 year is 2.4%.

There was discussion regarding the proposed options for cost-of-living increases in elected officials' salaries for the 2019-20 fiscal year. County contributions toward employee health insurance will increase approximately 4.5% beginning July 1. Premiums for Workers' Compensation and Liability Insurance will decrease in FY20. The county is paying on loans for the cost of replacing the courthouse HVAC system and Conrad airport improvements, and funding is being finalized for adding a fueling system at the Conrad airport. The county has been saving for a new 9-1-1 dispatch console, but DES was just awarded a \$250,000 grant to make that purchase. There are some updating and maintenance issues that need to be made throughout the courthouse.

Attorney Ries stated that the state will be contributing \$72,311 in the upcoming fiscal year to cover a portion of her salaries and benefits. There has been risk over the last two legislative sessions that counties would lose this contribution. She also noted that Teton County is looking at a 5% increase for elected officials.

Clerk of District Court Eisenzimer asked that the Commissioners consider the additional \$2,000 annual to both her and Justice of the Peace, as allowed under Montana Law.

Upon further discussion of the budgetary constraints, along with the need for finding and keeping quality employees, Dan Majerus moved and John McFarland seconded to recommend an increase of up to 3% for elected officials as well as to recommend the \$2,000 additional for Clerk of District Court and Justice of the Peace. Motion carried.

The hearing closed at 10:00 a.m.

TAX ABATEMENTS 1080-APPROVED – June 12, 2019

Commissioner Morren moved to approve the following abatement:

NUMBER	REASON	CANCEL	ADD	PARCEL NO
1080	No longer owns livestock	5.00		1004600

Commissioner Seifert seconded. Motion carried.

RESOLUTION AUTHORIZING AMENDMENTS TO PONDERA COUNTY BUDGET-ADOPTED – June 12, 2019

PONDERA COUNTY MONTANA
RESOLUTION #42 – 2018/19
AUTHORIZING BUDGET AMENDMENTS TO
PONDERA COUNTY BUDGET

WHEREAS the Montana Code Annotated, Section 7-6-4006(4), grants the Board of County Commissioners the power and authority to amend the budget during the fiscal year by conducting public hearings at regularly scheduled meetings; and

WHEREAS Pondera County Commissioners approved the appropriations budget for the Pondera County during its regular budget approval process and errors in revenues and expenditures budget have been identified; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the budget be corrected as follows:

Revenue	Description	Prior Amount	New Amount
2917-351015	Victim & Witness Adv	\$ 1,000	\$ 1,850
2958-331107	Emerg Prep Grant	\$28,145	\$38,391

Expenditures	Description	Prior Amount	New Amount
2917-103-410370-350	Professional Services	\$ 1,221	\$ 2,071
2958-206-420614-140	Payroll Benefits	\$ 5,500	\$ 6,000
2958-206-420614-311	Postage	\$ 350	\$ 400
2958-206-420614-350	Professional Services	\$ 300	\$ 1,000

Adopted this 12th day of June 2019, as moved by Commissioner Seifert, seconded by Commissioner Morren, and passed on a 3-0 vote of the board. Effective on passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

RESOLUTION REQUESTING DISTRIBUTION OF BARSAA FUNDS-ADOPTED –
June 12, 2019

PONDERA COUNTY, MONTANA
RESOLUTION #43 – 2018/19
REQUESTING DISTRIBUTION OF LOCAL GOVERNMENT ROAD
CONSTRUCTION AND MAINTENANCE MATCH PROGRAM FUNDS

WHEREAS, the Bridge and Road Safety and Accountability Restricted Account created By HB 473 requires the Montana Department of Transportation to allocate accrued funds to cities, towns, counties, and consolidated city-county governments for construction, reconstruction, maintenance, and repair of rural roads, city or town streets and alleys, and bridges; and,

WHEREAS, a city, town, county, or consolidated city-county government that requests funds under the Bridge and Road Safety and Accountability Account must match each \$20 requested with \$1 of local government matching funds; and,

WHEREAS, a city, town, county, or consolidated city-county government requesting distribution of allocated funds may make such a request to the Department of Transportation between March 1 and November 1 of the year the funds were allocated; and,

WHEREAS, a description of the project to be funded is: ROAD AND BRIDGE REPAIRS AND MAINTENANCE; and,

WHEREAS, the local match for the allocated funds totals \$2,731.29 identified in the attached copy of approved road/bridge expenditures from current year operating budget.

THEREFORE, BE IT RESOLVED that

1. Pondera County requests distribution of its share of the allocated Bridge and Road Safety and Accountability funds (\$54,625.70) to be used for road and bridge and maintenance;
2. That the Chairman of the Board of Pondera County Commissioners or other staff is hereby empowered and authorized to execute such further documents as may be necessary to facilitate the distribution of said funds.

Adopted this 12th day of June, 2019 as moved by Commissioner Morren, seconded by Commissioner Seifert, and passed on a 3-0 vote of the board. Effective on passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

MINUTES OF THE COMMISSION-APPROVED – June 12, 2019
Commissioner Morren moved to approve the May minutes of the Commission.
Commissioner Seifert seconded. Motion carried.

STATE OF MONTANA PROPERTY SURPLUS PURCHASE AUTHORIZATION –
June 12, 2019

Commissioner Seifert moved and Commissioner Morren seconded to authorize Tom Kuka, Johnny Stokes, and Steve Kaphammer to authorize purchases through the State of Montana Property Surplus. Motion carried.

TASK ORDER FOR IMMUNIZATION PROGRAM APPROVED - June 12, 2019

Commissioner Seifert moved and Commissioner Morren seconded to approve Task Order 20-07-4-31-133-0 to the Master Contract that Covers the Period of July 1, 2019 through June 30, 2020, Immunization Program with the State of Montana Department of Health and Human Services. The County will receive \$5,161 in grant funding for FY19-20. Motion carried.

COUNTY SUPERINTENDENT OF SCHOOLS CONTRACT APPROVED - June 12, 2019

Commissioner Morren moved and Commissioner Seifert seconded to approve the County Superintendent of Schools Agreement with Lynn C. Utterback for FY2019-20. Motion carried.

TAX ABATEMENTS 1081 & 1082-APPROVED – June 19, 2019

Commissioner Morren moved to approve the following abatement:

NUMBER	REASON	CANCEL	ADD	PARCEL NO
1081	Reporting form lost in mail		12.84	
1082	No longer has livestock in County	5.00		1322400

Commissioner Seifert seconded. Motion carried.

DUI TASK FORCE PLAN APPROVED – June 19, 2019

Commissioner Seifert moved to approve the fiscal year 2019-20DUI Task Force plan. Commissioner Morren seconded. Motion carried.

CONRAD AIRPORT FAA HANGAR LEASE APPROVED – June 19, 2019

Commissioner Morren moved and Commissioner Seifert seconded to approve the Conrad Airport FAA hangar lease for the 2019 year. Motion carried.

RESOLUTION AUTHORIZING BUDGET AMENDMENTS TO PONDERA COUNTY BUDGET-ADOPTED – June 19, 2019

PONDERA COUNTY MONTANA
RESOLUTION #44 – 2018/19
AUTHORIZING BUDGET AMENDMENTS TO
PONDERA COUNTY BUDGET

WHEREAS the Montana Code Annotated, Section 7-6-4006(4), grants the Board of County Commissioners the power and authority to amend the budget during the fiscal year by conducting public hearings at regularly scheduled meetings; and

WHEREAS Pondera County Commissioners approved the appropriations budget for the Pondera County during its regular budget approval process and errors in revenues and expenditures budget have been identified; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the budget be corrected as follows:

Revenue	Description	Prior Amount	New Amount
1000-344092	Well Child Clinic	\$20,000	\$26,000
1000-344094	Reimb-Hep Vaccine	\$35,000	\$55,000
Expenditures	Description	Prior Amount	New Amount
1000-448-440190-110	Salaries	\$42,382	\$47,000
1000-448-440190-140	Benefits	\$ 3,136	\$ 3,410
1000-448-440190-210	Supplies	\$ 1,500	\$ 2,000
1000-448-440190-225	Vaccines	\$70,000	\$76,000

Adopted this 19th day of June 2019, as moved by Commissioner Seifert, seconded

by Commissioner Morren, and passed on a 3-0 vote of the board. Effective on passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

PUBLIC HEARING FOR CONSIDERATION OF CONSOLIDATING DUPUYER POLLING PLACE WITH VALIER POLLING PLACE – June 24, 2019

Commissioner Seifert called the hearing to order at 6:30 pm at the Dupuyer Community Hall. Those in attendance were Commissioners Kuka, Morren and Seifert; Clerk & Recorder/Election Administrator Kody Farkell; and public members Marilyn Seifert, Joyce Jones, Ron Jones, Rita Christiaens, Brenda Dana, Linda McCarthy, and Jim McCarthy.

The purpose of the hearing was to gather public input regarding the consolidation of the Dupuyer polling place with either the Valier polling or the Conrad polling place. The hearing was advertised in the Independent Observer and The Valierian on June 12 and 19, 2019.

Election Administrator Farkell began by explaining the reasons for considering the consolidation of polling places. Precinct 23 Dupuyer, with 158 voters, is the smallest precinct in the county with its own polling place. The cost of elections; replacement of equipment required by federal law, maintenance and programming of equipment for each election, cost of judges, training, and supplies are always increasing. Due to increasing numbers of absentee voters, the number of polling place voters is decreasing. Election laws and processes must be adhered to with great care, and is most efficiently done with multiple precincts in one polling place.

Ron Jones said that, after attending both meetings, he understood the economics of the decision but still hated to see the consolidation. He said he would prefer the Conrad polling place if consolidated. Rita Christiaens stated that she votes absentee, but would like to see the polling place remain in Dupuyer as it is a service for their community. Commissioner Seifert posed the question of which polling place the attendees would prefer if consolidated. Four replied Conrad and three said they were indifferent as they voted absentee.

The hearing was adjourned at 7:40 pm.

TAX ABATEMENTS 1083 & 1084-APPROVED – June 26, 2019

Commissioner Morren moved to approve the following abatement:

<u>NUMBER</u>	<u>REASON</u>	<u>CANCEL</u>	<u>ADD</u>	<u>PARCEL NO</u>
1083	Fix predatory animal numbers		\$300.50	misc
1084	Fix predatory animal numbers		\$144.00	misc

Commissioner Seifert seconded. Motion carried.

STATEMENT OF WORK (AGREEMENT) FOR E-911 & GPS/GIS PROJECT APPROVED – June 26, 2019

Commissioner Morren moved and Commissioner Seifert seconded to approve agreement between Pondera County and the Montana State Library for the Pondera County E-911 & GPS/GIS Project through the Montana Land Information Funds (grant) in the amount of \$15,242. The County's in-kind match totals \$3,528. Motion carried.

RESOLUTION CONSOLIDATING PRECINCT 23 POLLING PLACE-ADOPTED – June 26, 2019

PONDERA COUNTY MONTANA
RESOLUTION #45 – 2018/19
CONSOLIDATION OF PRECINCT 23 POLLING PLACE

WHEREAS, the Pondera County Elections Department has requested to consolidate:

Precinct 23 – Dupuyer to:
Pondera Center located at 311 S Virginia St, Conrad or the Valier Civic Center located at 514 Montana St, Valier;

WHEREAS, the Elections Department would like to consolidate the Dupuyer polling place with another polling place due to the rising cost of elections, the need to purchase and maintain ADA-compliant equipment for every polling place, and the rising numbers of absentee voters;

WHEREAS, the voters present at the public hearings on May 30 and June 24 have asked that, if consolidated, the Dupuyer polling place be consolidated with the Pondera Center located at 311 S Virginia St, Conrad;

WHEREAS, pursuant to Section 13-3-105, MCA, the governing body shall designate polling places.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the Precinct 23-Dupuyer be consolidated to the Pondera Center located at 311 S Virginia St, Conrad.

Adopted this 26th day of June 2019, as moved by Commissioner Morren, seconded by Commissioner Seifert and passed on a 3-0 vote of the board. Effective on passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

RESOLUTION SETTING PER DIEM REIMBURSEMENT RATES-ADOPTED – June 26, 2019

PONDERA COUNTY, MONTANA
RESOLUTION #46-2018/19
SETTING PER DIEM REIMBURSEMENT RATES

WHEREAS Sections 2-18-501 through 2-18-503, and Section 7-4-2108, Montana Code Annotated, provide that persons who may be entitled to mileage, lodging and per diem reimbursement paid from public funds when using their own automobiles, incurring costs for lodging and per diem, in the performance of official duties are entitled to collect mileage for the distance actually traveled by automobile at a rate equal to the mileage allotment allowed by the Internal Revenue Service for the preceding calendar year; and

WHEREAS during the 2019 Legislative Session, HB 175 passed and is effective July 1st, changing the state meal reimbursement for the remaining 2019 year as follows:

<u>Per Diem Rates</u>	<u>In-State</u>	<u>Out-of-State</u>
Morning Meal	\$ 7.50	\$ 13.00
Mid-Day Meal	\$ 8.50	\$ 14.00
Evening Meal	\$ 14.50	\$ 23.00

Totals \$ 30.50 \$ 50.00

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that, effective July 1st meal reimbursements be changed to

<u>Per Diem Rates</u>	<u>In-State</u>	<u>Out-of-State</u>
Morning Meal	\$ 7.50	\$ 13.00
Mid-Day Meal	\$ 8.50	\$ 14.00
Evening Meal	<u>\$ 14.50</u>	<u>\$ 23.00</u>
Totals	\$ 30.50	\$ 50.00

Adopted this 26th day of June, 2019 as moved by Commissioner Morren, seconded by Commissioner Seifert, and passed on a 3-0 vote of the board. Effective on July 1st, 2019.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

RESOLUTION AUTHORIZING AMENDMENTS TO PONDERA COUNTY BUDGET-ADOPTED – June 26, 2019

**PONDERA COUNTY MONTANA
RESOLUTION #47 – 2018/19
AUTHORIZING BUDGET AMENDMENTS TO
PONDERA COUNTY BUDGET**

WHEREAS the Montana Code Annotated, Section 7-6-4006(4), grants the Board of County Commissioners the power and authority to amend the budget during the fiscal year by conducting public hearings at regularly scheduled meetings; and

WHEREAS Pondera County Commissioners approved the appropriations budget for the Pondera County during its regular budget approval process and errors in revenues and expenditures budget have been identified; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pondera County that the budget be corrected as follows:

Revenues	Description	Prior Amount	New Amount
2800-335005	Alcohol Rehab	\$10,440	\$12,929
Expenditures	Description	Prior Amount	New Amount
2800-405-440501-397	Contract Payments	\$10,440	\$12,929
2230-207-420730-220	Supplies	\$ 3,000	\$ 5,750

Adopted this 26th day of June 2019, as moved by Commissioner Morren, seconded by Commissioner Seifert, and passed on a 3-0 vote of the board. Effective on passage and approval.

BOARD OF COUNTY COMMISSIONERS
Pondera County, Montana

/s/ Thomas A Kuka
Thomas A Kuka, Chair

/s/ Dale J Seifert
Dale J Seifert, Member

ATTEST:

/s/ Jim Morren
Jim Morren, Member

/s/ Kody L Farkell
Kody L Farkell, Clerk and Recorder

CLAIMS APPROVED FOR PAYMENT – June 30, 2019

<u>FUND</u>	
GENERAL	31,542.97
ROAD	15,766.02
BRIDGE	6,751.88
WEED	6,413.61
AIRPORT	1,674.62
PREDATORY ANIMAL	6,213.50
AMBULANCE	10,164.03
LIBRARY	136,459.42
EXTENSION SERVICE	5,709.09
SENIOR CITIZENS	15,233.82
PUBLIC SAFETY (LAW ENFORCEMENT)	29,014.45
HEALTH INSURANCE - EMPLOYER CONTRIBUTION	2,734.71
DRUG FORFEITURE	38.50
BRADY LIGHTS MAINTENANCE	377.25
911 EMERGENCY	693.89
ALCOHOL REHABILITATION	3,480.00
LAND USE PLANNING	6,000.00
GAS APPORTIONMENT TAX	11,190.04
NORTHERN TRANSIT INTERLOCAL	272.49
DUI PREVENTION	3,329.00
NOXIOUS WEED GRANT	1,068.46
ELECTRONIC PLAT BOOK GRANT	6,281.25
E-911 GPS/GIS PROJECT GRANT	4,395.00
EMERGENCY PREPAREDNESS GRANT	70.69
ORAL HEALTH GRANT	278.03
WIC GRANT	4,039.49
MATERNAL CHILD HEALTH	950.87
IMMUNIZATION ACTION PROGRAM	125.00
CHRONIC DISEASE PREVENTION GRANT	102.15
JUNK VEHICLE GRANT	302.28
REFUND FUND	2,154.76
TOTAL CLAIMS	\$ 312,827.27
TOTAL PAYROLL	<u>254,292.19</u>
TOTAL CLAIMS AND PAYROLL FUNDS	<u><u>567,119.46</u></u>

ADJOURNMENT

The meeting adjourned at 5:00 p.m. on June 30, 2019

Pondera County, Montana.

Thomas A Kuka, Chairman

ATTEST:

Kody L Farkell, Clerk & Recorder